

IOWA FINANCE AUTHORITY[265]

Adopted and Filed

Pursuant to the authority of Iowa Code sections 17A.3(1)“b” and 16.5(1)“r” and 2009 Iowa Acts, Senate File 376, division III, section 13(4), the Iowa Finance Authority hereby amends Chapter 33, “Water Quality Financial Assistance Program,” Iowa Administrative Code.

The purpose of these amendments is to modify and clarify certain provisions of the selection process under the Water Quality Financial Assistance Program to add additional criteria and to cap the maximum amount of assistance a community may receive on a per capita basis due to the large number of applications received and the amount of funds requested from the large community fund under the program.

Notice of Intended Action was published in the Iowa Administrative Bulletin on February 10, 2010, as **ARC 8511B**. These amendments were also Adopted and Filed Emergency and were published as **ARC 8510B** on the same date. The Authority did not receive any public comment on the proposed amendments. The Authority has made no changes to the amendments as published under Notice.

The Iowa Finance Authority adopted these amendments on April 7, 2010.

These amendments are intended to implement Iowa Code section 16.5(1)“r” and 2009 Iowa Acts, Senate File 376, division III, section 13(4).

These amendments will become effective on June 9, 2010, at which time the Adopted and Filed Emergency amendments are hereby rescinded.

The following amendments are adopted.

ITEM 1. Amend subrule 33.4(1) as follows:

**33.4(1) *Program fund.*** Of the amount appropriated, \$20 million shall be allocated to the large community assistance fund. The maximum award for a recipient under the large community assistance fund shall be \$100 per capita. For purposes of these rules, the population of a community shall be assumed to be the United States Census Bureau’s 2008 population estimate for that community.

ITEM 2. Amend subrule 33.5(1) as follows:

**33.5(1) *Priority for all projects.*** Priority shall be given to projects that will provide significant improvement to water quality in the relevant watershed; this criterion will be determined by the score given to a project by the department pursuant to the project priority rating system used for the water pollution control state revolving fund set forth in 567—Chapter 91, Iowa Administrative Code. For drinking water projects, priority will be determined by the project priority system used for the drinking water state revolving fund set forth in 567—Chapter 44, Iowa Administrative Code. Priority will also be given to projects based on the date upon which construction could begin.

ITEM 3. Adopt the following **new** subrule 33.5(3):

**33.5(3) *Large community assistance fund priority.*** Under the large community assistance fund, priority will be given to communities that did not receive funds from the I-Jobs disaster recovery program, the community development block grant (CDBG) disaster allocation or the State Revolving Fund (SRF) federal American Recovery and Reinvestment Act (ARRA).

[Filed 4/15/10, effective 6/9/10]

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EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 5/5/10.